App. F. IX-4

1926-27 V.P.

Preserve

V.P. File No. 41-26

Previous References

Serial Nos. 1 to

Later References

General and Revenue Secretariat.

Serial Nos.

P-15

Part B for November 27.

SUBJECT

Instructions under the Bombay Sanitation Act, a, b whether the District or the Village Panchayet that has to take measures necessary for the public health & sanitation of the villages under Panchayets.

L.O No. L. 1353-4 of 29/9/27.

Orders that Village Panchayets should carry out instructions issued by Presidents of Dists & Ds in the matter.

(1

App. F. III—2]

General and Revenue Secretariat.

P.P File No. 41 of 1926.

Serial No.	
1	Letter No. C-2(a) 549/26-1 & 26-5-26 from the Deputy Commr, Bangalore Dist. Requests in the circumstances stated that clear instructions may be issued as to whether the District Board or the Village Panchayat has to take the measures necessary for the public health and Sanitation and other ~~matters affecting~~ of the villages under the Panchayats. Under Section 20(viii) of the Village Panchayat Reg. II of 1926 it is one of the obligatory duties of the a Panchayat to attend to the preservation and improvement of public health within the area under its control. But under Section 45(1)(f) the District Board has to take measures necessary for public health, sanitation and other local matters affecting villages under different Panchayats 2) From the above provisions it seems to be the duty of the Panchayat to attend to the preservation and improvement of public health in the ordinary course of business, while the District Board it is the duty of the District Board to attend to the public health and sanitation of the Panchayat areas in the times of the outbreak of epidemics

NOTE—Contn. sheet.

WD 2293—GPB—10,000—4-5-27

Subd- Nee file re duties of
Secr ~~Treasurer~~ Inspectors under
~~Dist. Boards~~ Dist. Bds
Bds Mtemp. This may perhaps
be read for the M.A. G/L is
for orders whether the file
should be sent to Mr Seetha-
ramaiya now. ~~Please~~

Sd
1/6

send now

Returned with
Mr Secy
noted
Greetings is over
Sd
2/6
Subd-
Minutes will
be sent to
Mr RS
Sd 1977

5971/A/26 (2)

App. F. III—2]

General and Revenue Secretariat. | K P File No. 41 of 1926.

Serial No.

Specimens.

3) Submitted for orders.

Sd/-
6/6/27 KS 7/6.

4) Please put up the file regarding the Duties of Sanit Inspts under Sec 53. in which replies are due from some Districts. Is there no reference to the Question in the file re. ~~employment~~ the V & S Scheme? Mr S. Ramanuja may refer on this point

MS 7/6

Sd/-
18/7

Received on 18/7/27 SS

NOTE—Contn. sheet.

WD 2293—GPB—10,000—4-5-27

P.T.O

VD 01225—GPB—37,500—1-9-26
App. F. III—2]

General and Revenue Secretariat

V. P File No 41 of 1926.

Serial No.

Flag "N"

Flag "O"

Flag "P"

5) There is no specific reference to the duties in respect of prevention of epidemics in the pape relating to the Village Panchayet scheme. Secn.4 of the Mysore District Boards' Regulation defines the duties of the District Boards and one of these duties is "any other local works or measures like to promote the health, safety, comfort, convenienc interest or welfare of the public in the District A similar provision existed in Secn. 7 of the L. Boards' Regulation II of 1902 and with reference to this provision Government in their order No. 92/San.250-07-33 dated 8th March 1912 directed - "that ordinarily the charges for the suppression and prevention of plague including the erection of sheds be borne by the local bodies concerned. however the local bodies are unable to meet thes charges in full, the question of a grant-in-aid from plague funds, will, on special application, be considered and dealt with on its merits. x x In G.O.No.7431-48/San.58-13-2 dated 31st January 1914 Government directed that no case had been mad out for ~~enacting~~ relaxing the orders of 8th March 1912 and ~~that~~ in G.O.No.2831-42/San.2-17-2 dated 21st Novr. 1917 it was directed that all charges connected - with the prevention of the spread of cholera inclu ing the cost of disinfection be met by the local bodies concerned.

b) These orders clearly define the duty of the District Boards in respect of prevention and suppr sion of epidemics. In para 6 of the Bangalore District Board President's letter No.C.525/26-27 dated 24th March 1927 proposing the appointment of a Sanitary Inspector for each of the Taluks ~~under~~

NOTE- Contn.Sheet

5971/2 (4)

App. F. III—2]

General and Revenue Secretariat. | V. (File No. 41 of 192 6.

Serial No.

even after the abolition of the Taluk Boards the President admits that effecting precautionary - measures to arrest the spread of epidemics forms an important duty of the District Board.

7) The correspondence discloses that the Deputy Commissioner of the Bangalore Dt. held that charges on account of preventive measures in connection with epidemics are ~~a proper charge in~~ debitable to Panchayets and when the Amildar pleaded want of provision in the Budget the papers were simply forwarded to the President of the District Board, and that the President has returned the papers with the request that clear instructions may kindly be -- obtained in the matter.

8) The attention of the Deputy Commissioner and of the President may be invited to the G.O.No. of 8th March 1912 and they may be informed that the charges are debitable to theDistrict Board.

DS
19/7/27

9) Br Please draft as above for consideration

Manager 8/7/27

MO 27/7

10) Draft is submitted.

864/28/7

26 24/7/27

MO 27/7

First Member

11) I agree

NOTE—Contn. sheet.

WD 2293—GPB—10,000—4-5-27

App. F. III—2]

5972/2

General and Revenue Secretariat.

V. File No. 41 of 1926

Serial No.

Question has not been fully noted on. Please look up the two recent Acts & Rules & see if definite provision has not been made about this. Sh Secy may also be consulted, if nec

20/7

12) D.S.G. Are there any instructions in this matter in the recent rules & orders? mw 29/7.

mw 29/7 46 29/7

~~Public attention contained~~

13) Attention is respectfully invited to para 1 supra relating to provisions contained in the Village Panchayat Regn and the District Board Regn recently issued. The Rules till now issued under both the Regulations do not contain any instructions in the matter.

14) Will the Secretariat also please note? mw 1/8

29/7/27

P.T.O.

NOTE—Contn. sheet.

WD 2293—GPB—10,000—4-5-27

General and Revenue Secretariat. | V. P. File No. 41 of 192 6.

Serial No.

(5) There is no specific provision in the Mysore Village Panchayet Regulation laying down ~~in~~ ~~general way~~ the duties of Panchayets as regards prevention and suppression of epidemics. Specific reference in regard to epidemics is made in Secns. 32 and 58 of the Regulation. In Secn. 32 (3) (b) it is laid down that the Panchayet may by order published at such places as it may deem fit, prohibit during epidemics, the use of any source of water supply for drinking or culinary purposes, or for the washing of clothes. In the proviso to Secn. 58 it is stated that nothing contained in the Regulation shall affect the powers that are now exercised by a Sanitary Board in respect of the control of epidemics in the area under its control. Secn. 20 of the Regulation which defines the obligatory duties of the Panchayets does not specifically ~~enumerate~~ mention "prevention and control of epidemics" as one of the obligatory duties of Panchayets. In these circumstances, it ~~may~~ is not be possible to hold that it is the obligatory duty of the Panchayets to make adequate provisions for control and prevention of epidemics except to the extent specifically mentioned in Secn. 32 (3) (b) already referred to above. In the rules already issued under the Village Panchayet Regulation no provision has, therefore, been made as regards this matter.

(6) As regards District Boards, Secn. 45 of the Mysore District Boards' Regulation defines their duties and in it also no specific provision exists

NOTE—Contn. sheet

General and Revenue Secretariat. | V.P File No. 41 of 192 6.

Serial No.

as regards the control and prevention of epidemics. Under clause (n) of sub-secn. (1) of this Secn., every District Board is, subject to such exceptions and conditions as the Govt. may from time to time make and impose, bound to undertake the control and administration of, and be responsible for, any local works and measures likely to promote the health, safety, comfort, convenience, interest or welfare of the public in the District. Under a similar provision in the Local Boards Regulation of 1902, the Govt. have specifically laid down in an order dated 8th March 1912 that the charges for the suppression and prevention of plague in rural parts should be borne by the District Board concerned. Under clause (f) of sub-secn. (1) of Secn. 45 of the District Boards' Regulation, the District Board is also bound to provide for measures necessary for the public health, sanitation and other local services affecting villages under different Panchayets and control of and sanitation during Jatras or fares and festivals. "Taking measures for prevention and control of epidemics in rural parts" falls within the scope of this clause and in view of the G.O. of 8th March 1912 referred to above also, it is the duty of the District Board to provide for control of epidemics.

(7) In this connection, kind reference is also invited to clause (e) of sub-secn. (1) of Secn. 57 of the District Boards' Regulation whereby power is given to the District Board to frame bye-laws

NOTE—Contn. sheet

WD 0324—GPB—60,000—24-5-27

General and Revenue Secretariat. | V.P File No. 41 of 1926.

Serial No.

for regulating the prevention, spread of dangerous diseases and taking all necessary measures for safeguarding public health during epidemics.

DS 4/8/27 Subd with reference to para 11 The order of 1912 should in the absence of any modifications since, presty be considered as still in force. On general grounds also it would seem that prevention of spread of epidemics should be the function of a larger body than a Village Panchayet. The draft previously put up may be approved for issue

Mw 6/8

12/5 7.8.

First Member)

Please ensure Law Secy also

Dc 8/8 Mw 10/8

Law Secy)

Under clause (x) of (f) of Sec 45 (1) of D of S Regn the duty of control & suppression of epidemics in an area under Village Panchayat ~~falls under that body~~ has to be performed by the D of S.

The absence of such a provision in the V. P. Regn relieves, I think, the Panchayat of that duty.

Gen Secy with Compt

LSG. 12/8

NOTE—Contn. sheet

1375 15/8

Please remember to note that V.P.s shd be in their respective cases on all subjects of D of S

WD 0824—GPB—60,000—24-5-27

First Member) Order as dft & Copy to D of S 28/8 Mw 10/8

Dc 16/8 Mw 16/8 16/8

General and Revenue Secretariat. | V.P. File No. 41 of 1926.

Serial No.

Please revise draft as indicated
MW 20/8

Draft is submitted.
Ah 19/8/27 K.

* A clean copy of the revised draft is subd.
Ah 21/8 K.

A fresh draft as instructed is subd. draft
Ah 23/8/27 K.

1911 3/9

Dft resubd. draft
MW 2/9/27

Dft returned

Ah 4/9

Issue
MW 5/9

Ah 15/9

2 E. O. No. L/393-409 & C. 9. 27 & the Govt. of Bo.

Directs that the duty of Control and Suppression of epidemics in the Village Panchayat areas is one of the obligatory duties of the Dist. Boards and that the measures required in this respect be taken by Dist. Board.

BP. 31 29/8

NOTE—Contn. sheet.

(10)

In all future communications please quote—
No. C2(a) 549/26-27
Enc.

OFFICE OF THE DEPUTY COMMISSIONER,
BANGALORE DISTRICT.

Dated Bangalore, the 26th May 192 7

GENERAL & REVENUE DEPARTMENT
31 MAY 1927
5974

FROM G.B. Hebbiyar, Esqr., B.A;L.L.B.,
~~S. HIRIANNAIYA, ESQ., M.A., B.L.,~~
Deputy Commissioner,
Bangalore District.

TO R.Ranga Rao, Esqr., B.A., B.L.,
Secretary to the Government of Mysore,
General Department.

V: P 41-26—1

SUBJECT:—

SIR,

I have the honor to state that after the abolition of Taluk Boards in this District, the services of Sanitary Inspectors who were attending to the Epidemics in the Taluks, now rest entirely with the President of the District Board. From the provisions of the village Panchayet Regulation, it is seen that the Village Sanitation Regulation has been repealed and under section 20 (viii), Preservation and Improvement of Public Health, is one of the obligatory duties of a Panchayet. Whereas under Section 45 (F) of the District Board Regulation, the District Board has to take measures necessary for the Public health Sanitation and other local services affecting villages under different panchayets and under Section 57 (e) (f) the District Board has to frame Bye-laws for regulating the prevention and spread of dangerous diseases. The District Board President was requested to provide disinfecting articles on the reference of the Amildar of Anekal Taluk with a view to the preventive measures and he has sent a reply that clear instructions may be obtained from Government in the matter.

I therefore submit the papers for the early orders of Government in the matter.

I have the honor to be,
Sir,
Your most obedient servant,
G.B. Hebbiyar
Deputy Commissioner,
Bangalore District.

VI 8/9 చ/గ

(11)

(12

16377

DEPUTY COMMISSIONER'S
MAR 24 1927
BANGALORE DIST.

C 2

Innaram Rao
Amildar
18/3/27

C 2 (a) 649
26-27
Immediate

29/3

Memo.

Forwarded with Compliments to the

President, District Board Bangalore

3783
N.R.
Bangalore
Taluk
7/4/27

N-Madhavan
For Deputy Commr
Bangalore District

2
3/3 Mrs

Submitted

C 3783
7/5/27

Memo.

Clear instructions may kindly be

DEPUTY COMMISSIONER'S
C 2
MAY 2 1927
BANGALORE DIST.

sent about from Govt in the matter.

B A Rahimon
President, D.B.
Bangalore
30/4/27

6113

7/5/27

13

Proceedings of the Government of H.H. the Maharaja of Mysore.

R e a d:-

Letter No.C-2 (a) 549/26-27 dated the 26th May 1927, from the Deputy Commr. Bangalore District, requesting in the circumstances stated, instructions as to the Agency responsible for taking measures for the prevention of epidemics in the Taluks.

*****

ORDER NO.L./393-409/P 41-26-2

Dated, Bangalore, the 9/11 Sep. 1927.

It is reported that, when preventive measures had to be taken in Anekal Taluk, the Deputy Commissioner, requested the President of the District Board of - - Bangalore under the authority of Sections 45 (f) and 57 (1) (e) (i) of the Mysore District Boards' Regulation to provide desinfecting articles to the Amildar of the Anekal Taluk and that the President wanted clear instructions of Government as to the agency that should take steps in this ~~matter~~. The Deputy Commissioner has therefore sought the instructions of Govt.

2. After a careful consideration of the matter, Government ~~think~~ Consider that under clauses (f) and (n) of Section 45 (1) of the Mysore District Boards' Regulation, the duty of control and suppression of epidemics in an area under the Village Panchayet is

one

(14

one of the obligatory duties of the District Boards. They are therefore pleased to direct that the measures required in this respect be taken by District Boards.

3. The Deputy Commissioners are requested to see that the Village Panchayets will in this respect carry out all instructions of the Presidents of District Boards.

DRAFT) 3/9
for Gl. Secry to Gov

3.9.27

To

The Dy. Commr. Bangalore District.
do. other Districts.
" Pdts. of Distt Bds. of Bangalore Kolar and Hassan THRO' Dy. Commrs. of Distts.
Pdts of other Distt.Bds.
" Comptroller to Govt.

P R I N T.

K.M.R. 1.
3/9.

S. O.

Government of His Highness the Maharaja of Mysore.

GENERAL AND REVENUE DEPARTMENTS.

G. O. No L. 1393-409—V. P. 41-26-2, dated 9th September 1927

District Boards' responsibility for the prevention of Epidemics.

Passes orders re the ... in the Districts and directs that Village Panchayets should carry out instructions issued by Presidents of District Boards in this respect

---

READ—

Letter No. C. 2-(a) 549-26-27, dated the 26th May 1927, from the Deputy Commissioner, Bangalore District, requesting in the circumstances stated, instructions as to the Agency responsible for taking measures for the prevention of Epidemic in the Taluks.

ORDER NO. L. 1393-409—V. P. 41-26-2, DATED 9TH SEPTEMBER 1927.

It is reported that, when preventive measures had to be taken in Anekal Taluk, the Deputy Commissioner, requested the President of the District Board of Bangalore under the authority of Sections 45 (f) and 57 (1) (e) (i) of the Mysore District Boards' Regulation to provide disinfecting articles to the Amildar of the Anekal Taluk and that the President wanted clear instructions of Government as to the Agency that should take steps in this direction. The Deputy Commissioner has therefore sought the instructions of Government.

2. After a careful consideration of the matter, Government consider that under clauses (f) and (n) of Section 45 (1) of the Mysore District Boards' Regulation, the duty of control and suppression of Epidemics in an area under the Village Panchayet is one of the obligatory duties of the District Boards. They are therefore pleased to direct that the measures required in this respect be taken by District Boards.

3. The Deputy Commissioners are requested to see that the Village Panchayets will in this respect carry out all instructions of the Presidents of District Boards.

K. KANGA RAO,
General Secretary to Government

To—The Deputy Commissioner, Bangalore District
The Deputy Commissioners of other Districts.
The Presidents of District Boards, (Bangalore, Kolar and Hassan through the Deputy Commissioners)
The Comptroller to the Government of Mysore.

EXD.—P. S. R. N.

WD 640—GPB—540—23-9-27